

IN THE HIGH COURT OF JUDICATURE OF BOMBAY

APPELLATE SIDE

WRIT PETITION NO. 6446 of 2004

Rameshchandra Motilal Mutha .. Petitioner

versus

Shri Dawal Ramchandra Shewale & Ors. .. Respondents

...

Mr.Niranjan P. Shimpi i/b J.G. Reddy for the
petitioner.

Mr.K.S. Patil i/b Shri P.N. Joshi for the respondent
nos.1 to 6.

CORAM : D.G. KARNIK, J

DATED : 16th February 2006.

P.C.:

1. Heard learned counsel for the parties.
2. Learned counsel for the respondent nos.1 to 6
points out that the Writ Petition has become

infructuous by passage of time in as much as the injunction which was granted by the impugned order dated 13th April 2004 was to remain in force only upto 31st December 2004. He submits that after 31st December 2004, there is no injunction and the petitioner is free to execute the decree passed in Civil Appeal No.98 of 2001 (mentioned as RCA No.98/01 in the order) by the District Court, Malegaon. The statement is recorded and accepted.

3. In view of the statement, nothing survives in the petition and it is disposed of.

(D.G. KARNIK, J)